IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

DATATREASURY CORPORTION	§	
Plaintiff/Counter-Defendant	§	
	§	
vs.	§	No. 2:06cv72 (DF)
	§	Jury Trial Demanded
WELLS FARGO & COMPANY;	§	
WELLS FARGO BANK, NATIONAL	§	
ASSOCIATION	§	
Defendants/Counter-Plaintiff	§	

DATATREASURY'S ANSWER TO LASALLE BANK CORPORATION AND LASALLE BANK, N.A. AMENDED COUNTERCLAIMS

Plaintiff/Counter-Defendant DataTreasury Corporation hereby files its Answer to LaSalle Bank Corporation and LaSalle Bank, N.A. (collectively "LaSalle") Amended Counterclaims to Plaintiff's First Amended Complaint for Patent Infringement and in support thereof, states as follows:

1. In paragraph 102 of Defendants' Amended Counterclaim, LaSalle has incorporated Paragraphs 93 through 101 of Defendant's Amended Answer which are affirmative defenses by Defendant LaSalle for which Defendant has the burden of proof, and no response is required by Plaintiff/Counter-Defendant. However, in the event any response would be required by Plaintiff/Counter-Defendant, DataTreasury Corporation responds to each of the affirmative defenses contained in paragraphs 93 through 101 as denied.

2. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 103 of LaSalle's Amended Counterclaims.

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3. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 104 of LaSalle's Counterclaims.

4. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 105 of LaSalle's Counterclaim.

First Counterclaim
(Declaratory Judgment of Non-Infringement)

5. In paragraph 106 of Defendants' Amended Counterclaim, LaSalle has incorporated Paragraphs 93 through 101 of Defendant's Amended Answer which are affirmative defenses by Defendants LaSalle for which Defendants have the burden of proof, and no response is required by Plaintiff/Counter-Defendant. However, in the event any response would be required by Plaintiff/Counter-Defendant, DataTreasury Corporation responds to each of the affirmative defenses contained in paragraphs 93 through 101 as denied.

6. Plaintiff/Counter-Defendant denies the allegations contained in paragraphs 107 through 109 of LaSalle's Amended Counterclaims.

Second Counterclaim
(Declaratory Judgment of Invalidity)

7. In paragraph 110 of Defendants' Amended Counterclaim, LaSalle has incorporated Paragraphs 93 through 101 of Defendant's Amended Answer which are affirmative defenses by Defendants LaSalle for which Defendants have the burden of proof, and no response is required by Plaintiff/Counter-Defendant. However, in the event any response would be required by Plaintiff/Counter-Defendant, DataTreasury Corporation responds to each of the affirmative defenses contained in paragraphs 93 through 101 as denied.

8. Plaintiff/Counter-Defendant denies the allegations contained in paragraph 111 of LaSalle's Amended Counterclaims.

Third Counterclaim
(Declaratory Judgment of Unenforceability)

9. In paragraph 112 of Defendants' Amended Counterclaim, LaSalle has incorporated Paragraphs 93 through 101 of Defendant's Answer which are affirmative defenses by Defendants LaSalle for which Defendant have the burden of proof, and no response is required by Plaintiff/Counter-Defendant. However, in the event any response would be required by Plaintiff/Counter-Defendant, DataTreasury Corporation responds to each of the affirmative defenses contained in paragraphs 93 through 101 as denied.

10. Plaintiff/Counter-Defendant denies the allegations contained in paragraph 113 of LaSalle's Amended Counterclaims.

Fourth Counterclaim
(Laches and/or Statute of Limitations)

11. In paragraph 114 of Defendants' Amended Counterclaim, LaSalle has incorporated Paragraphs 93 through 101 of Defendant's Amended Answer which are affirmative defenses by Defendants LaSalle for which Defendants have the burden of proof, and no response is required by Plaintiff/Counter-Defendant. However, in the event any response would be required by Plaintiff/Counter-Defendant, DataTreasury Corporation responds to each of the affirmative defenses contained in paragraphs 93 through 101 as denied.

12. Plaintiff/Counter-Defendant denies the allegations contained in paragraph 115 of LaSalle's Amended Counterclaims.

Fifth Counterclaim
(Exceptional Case)

13. In paragraph 116 of Defendants' Counterclaim, LaSalle has incorporated Paragraphs 93 through 101 of Defendant's Amended Answer which are affirmative defenses by Defendants LaSalle for which Defendants have the burden of proof, and no response is required by Plaintiff/Counter-Defendant. However, in the event any response would be required by Plaintiff/Counter-Defendant, DataTreasury Corporation responds to each of the affirmative defenses contained in paragraphs 93 through 101 as denied.

14. Plaintiff/Counter-Defendant denies LaSalle is entitled to recover reasonable attorneys' fees as alleged in paragraph 117 of LaSalle's Counterclaim.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff/Counter-Defendant prays for judgment against Defendants/Counter-Plaintiffs as follows:

A. For judgment dismissing the counterclaims with prejudice;

B. For a declaration that this is an exceptional case, and an award to Plaintiff/Counter-Defendant of its costs and attorneys' fees incurred herein;

C. An award of the costs of this action; and

D. That Plaintiff/Counter-Defendant be awarded such other and further relief as the Court may deem just and proper, including all relief requested in Plaintiff's Complaint.

Respectfully submitted,

_____________/S/_______________________

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ATTORNEYS FOR PLAINTIFF/COUNTER-DEFENDANT,DATATREASURY CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record, via CM/ECF, on the 17th day of April, 2007.

___________/S/______________________
Edward Lewis von Hohn